

**BEFORE THE TENNESSEE REGULATORY AUTHORITY AT**

**NASHVILLE, TENNESSEE**  
**January 30, 1998**

**IN RE: APPLICATION OF ELECTRIC )**  
**POWER BOARD OF CHATTANOOGA )**  
**FOR A CERTIFICATE OF PUBLIC ) DOCKET NO. 97-07488**  
**CONVENIENCE AND NECESSITY TO )**  
**PROVIDE INTRASTATE )**  
**TELECOMMUNICATIONS SERVICE )**

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**ORDER APPROVING EXTENSION OF TIME FOR THE HEARING DATE, ANSWER  
DATA REQUESTS, AND APPOINTMENT OF HEARING OFFICER**

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This matter is before the Tennessee Regulatory Authority ("Authority") pursuant to a Motion filed by the Electric Power Board of Chattanooga ("EPB") on November 15, 1997. On that date, EPB moved for an extension of time to answer Authority data requests until December 10, 1997, and that the Hearing date be postponed until on or about January 14, 1998.

On October 29, 1997, AT&T Communications of the South Central States, Inc. and BellSouth Telecommunications, Inc. filed petitions requesting intervention in this proceeding. On November 3, 1997, the Authority issued a Notice of Hearing, concerning EPB's Application for a Certificate of Public Convenience and Necessity to provide intrastate telecommunications service. The Hearing was scheduled for December 2, 1997. On November 7, 1997, the Authority issued data requests to EPB. These questions were associated with the statutory duties imposed on EPB under T.C.A. §§ 7-52-401 to 402. Thereafter, on November 15, 1997, EPB moved for an extension of time to answer the data requests until December 10, 1997, and that the Hearing date be postponed until on or about January 14, 1998.

On December 2, 1997, at its regularly scheduled Directors' Conference, the Authority considered the Motion of EPB for an extension of time to file the answers to the Authority data requests and to postpone the Hearing date. The parties to the proceeding indicated that it could be necessary to take discovery and to hold a Pre-Hearing Conference to refine the issues. The Authority appointed the General Counsel, or his designee, to serve as Hearing Officer for this

case to refine the issues and set a procedural schedule. The Authority also approved the Motion by EPB to extend the time to file answers and, upon its own motion, extended the date of the Hearing in this matter until a procedural schedule could be set.

**IT IS THEREFORE ORDERED THAT:**

1 The Motion of EPB to extend the time to answer the Authority's data requests is approved,

2 The Hearing date in this matter shall be extended until the issues in this proceeding are refined and a procedural schedule is approved by the Authority,

3 The General Counsel or his designee shall serve as Hearing Officer in this proceeding to refine the issues and set a procedural schedule and Hearing date to completion,

4 Any Party aggrieved by the Authority's decision in this matter may file a Petition for Reconsideration with the Authority within ten (10) days of the date of this Order, and that

5 Any party aggrieved by the Authority's decision in this matter has the right of judicial review by filing a Petition For Review in the Tennessee Court of Appeals, Middle District, within sixty (60) days of the date of this Order.



CHAIRMAN



DIRECTOR



DIRECTOR

ATTEST



EXECUTIVE SECRETARY